

JUN 15 1971

10

PROCLAMATION

BY THE

Governor of the State of Texas

LEGISLATIVE REFERENCE LIBRARY
P. O. BOX 12433 - CAPITAL STATION
AUSTIN, TEXAS 78711

TO ALL TO WHOM THESE PRESENTS SHALL COME:

June 11, 1971

I disapprove, veto and am filing with the Secretary of State, House Bill 1262.

This bill prohibits any municipality corporation, or person, from dumping refuse or garbage within three hundred (300) yards of any public road. As originally drafted, an exception was made for cities disposing of waste in accordance with rules and standards promulgated by the State Department of Health. The reason for this exemption was that many of the land fill operations and other garbage operations of cities within the State would have been declared illegal without this exemption.

However, as finally passed by both houses, the exemption applying to cities was applied instead to persons operating vehicles on public road. Thus, no city could dump or deposit refuse or garbage within three hundred (300) yards of any public road and, thus, many of the garbage operations of the cities of this State would have been declared illegal.

Finding that this bill is so fatally defective, I have determined that I cannot sign it into law.

House Bill 1262 was received on May 31, 1971, less than ten (10) days prior to the adjournment of the Regular Session of the 62nd Legislature. Therefore, in accordance with the provisions of Article IV, Section 14, of the Constitution, the State of Texas, I am filing this Proclamation, together with the bill, in the Office of the Secretary of State.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of State to be affixed hereto at Austin, this the 11th day of June, A. D., 1971.

PRESTON SMITH

GOVERNOR OF TEXAS

Governor